

**DURHAM CITY COUNCIL WORK SESSION**  
**THURSDAY, OCTOBER 7, 2004 – 1:00 P.M.**  
**Committee Room – 2<sup>nd</sup> Floor – City Hall**

**SUBJECT: J & R CHARTER, INC. – NORTH CAROLINA STATE FAIR**

**MOTION** by Council Member Catotti seconded by Council Member Stith to suspend the rules of the City Council and take action on the above mentioned subject was approved at 4:00 p.m. by the following vote: Ayes: Mayor Pro Tempore Cole-McFadden and Council Members Best, Brown, Catotti and Stith. Noes: None. Excused Absence: Mayor Bell and Council Member Clement.

**MOTION** by Council Member Catotti seconded by Council Member Brown to authorize the City Manager to enter into a contract with J & R Charter, Inc. to provide transportation services for the mature adults' trip to the N. C. State Fair on October 19, 2004 in an amount not to exceed \$1,200 provided the contract meets the City's contract compliance requirements; and

To authorize the City Manager to modify the contract before execution provided the modifications do not increase the dollar amount of the contract and are consistent with the general intent of the version of the contract approved by City Council was approved at 4:01 p.m. by the following vote: Ayes: Mayor Pro Tempore Cole-McFadden and Council Members Best, Brown, Catotti and Stith. Noes: None. Excused Absence: Mayor Bell and Council Member Clement.

**SUBJECT: AMERICAN CAMPUS, LLC - DATA SITE OPTION EXTENSION  
TO FEBRUARY 10, 2005**

Alan DeLisle of the Economic and Employment Development Department made comments on ACL having an option on the DATA site until February 10, 2005.

Council Member Catotti expressed concern with extension of American Center for the Performing Arts Associates.

Mr. DeLisle stated four months is needed to do a fair job.

It was noted that the Council will decide on Monday, October 18<sup>th</sup> whether to extend its development contract with American Center for the Performing Arts Associates.

Also, Council Member Catotti stated the city should consider asking the legislators to extend the construction deadline.

Discussion was held by Council if Capitol Broadcasting chose to exercise their option on the land.

**October 7, 2004**

**MOTION** by Council Member Brown seconded by Council Member Catotti to suspend the rules of the City Council and take action on the above mentioned subject was approved at 5:10 p.m. by the following vote: Ayes: Mayor Pro Tempore Cole-McFadden and Council Members Best, Brown, Catotti and Stith. Noes: None. Excused Absence: Mayor Bell and Council Member Clement.

**MOTION** by Council Member Brown seconded by Council Member Best to approve the Option Extension to February 10, 2005 and

To authorize the City Manager to execute the amended Option Agreement with ACL; and

To authorize the City Manager to modify the agreement before execution provided that the modifications do not increase the dollar amount of the agreement and the modifications are consistent with the general intent of the existing version of the agreement was approved at 5:10 p.m. by the following vote: Ayes: Mayor Pro Tempore Cole-McFadden and Council Members Best, Brown, Catotti and Stith. Noes: None. Excused Absence: Mayor Bell and Council Member Clement.

D. Ann Gray, CMC  
City Clerk